



UNITED STATES PATENT AND TRADEMARK OFFICE

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**COPY MAILED**  
**FEB 02 2006**  
**OFFICE OF PETITIONS**

In re Application of :  
Doll, et al. : DECISION ON PETITION  
Application No. 10/687,503 :  
Filed: October 15, 2003 :  
Docket No.: END-887CIP :

This is a decision on the petition under 37 C.F.R. § 1.137(b),  
filed January 18, 2006, to revive the above-identified  
application.

The petition is GRANTED.

This application became abandoned May 21, 2005 for failure to  
timely file a proper reply to the Notice mailed April 20, 2005.  
The Notice set a one shortened statutory period of time for  
reply. No petition for extension of time in accordance with 37  
C.F.R. § 1.136 was timely submitted. Notice of Abandonment was  
mailed October 31, 2005

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be  
accompanied by: (1) the required reply to the outstanding Office  
action or notice, unless previously filed; (2) the petition fee  
as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the  
entire delay in filing the required reply from the due date for  
the reply until the filing of a grantable petition pursuant to  
37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal  
disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required  
pursuant to 37 C.F.R. § 1.137(c).


The instant petition has been reviewed and found in compliance  
with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the  
failure to timely submit a proper reply to the non-final Office  
action is accepted as having been unintentionally delayed.

It is noted that a request for continued examination fee of  
\$790.00 was submitted herewith. As the request for RCE was  
prematurely submitted, i.e., application not subject to final  
rejection, petitioners are entitled to a refund of this fee and

may request such by writing to the Finance Office, Refund Branch. A copy of this decision should accompany any request for refund.

This application will be forwarded to Technology Center 3700 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in black ink, appearing to read 'Alesia M. Brown', with a stylized flourish at the end.

Alesia M. Brown  
Petitions Attorney  
Office of Petitions